

House File 561

S-3064

1 Amend House File 561, as passed by the House, as follows:  
2 1. Page 1, line 11, by striking <subsection 1,>  
3 2. Page 1, after line 12 by inserting:  
4 **<572.32 Attorney fees — remedies.>**  
5 3. Page 1, after line 15 by inserting:  
6 <2. In a court action to challenge a mechanic's lien posted  
7 on a residential construction property, or any bond given in  
8 lieu thereof, if the person challenging the lien or defending  
9 against any action on the bond prevails, the court may award  
10 reasonable attorney fees and actual damages. If the court  
11 determines that the mechanic's lien was posted in bad faith  
12 or the supporting affidavit was materially false, the court  
13 shall award the owner reasonable attorney fees plus an amount  
14 not less than five hundred dollars or the amount of the lien,  
15 whichever is less.>

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JULIAN GARRETT